IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 20TH SEPTEMBER 2006 / 29TH BHADRA 1928

Bail Appl..No. 5691 of 2006

CRIME NO.183/2004 OF THRIKUNNAPUZHA POLICE STATION

PETITIONER/ACCUSED NO.2:

ANANDAN, AGED 46 YEARS,
S/O. KRISHNAN, GURUPRIYA HOUSE, MAHADEVIKADU MURI,
KARTHIKAPPALLY VILLAGE, ALAPPUZHA DISTRICT.

BY ADV. SRI.S.SHANAVAS KHAN

RESPONDENTS: COMPLAINANT:

THE STATE OF KERALA,
REP. BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR K. RAVIKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 20/09/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 5691/2006

DATED THIS THE 20TH DAY OF SEPTEMBER, 2006

O R D E R

The petitioner is before this Court, as he is accused of the offence punishable under Section 8(1) & (2) as well as 55(a) of the Abkari Act. The petitioner is the second accused and he, along with another, was found in illegal possession of 70 liters of spirit on 14.12.2004. Thrikunnapuzha Police Station authorities registered crime No.183/2004 of that police station, against both the accused. The investigation is complete and the matter is now pending as C.P.No.103/2006 before the Judicial Magistrate of First Class-II, Haripad. The prosecution submits that the petitioner was shown as accused absconding in the charge.

2. After hearing both sides and considering the materials on record, I direct the petitioner to surrender before the Judicial Magistrate of First Class-II, Haripad, on 26.9.2006.

3. The learned Magistrate shall allow the petitioner to be on bail, imposing such conditions, as are deemed necessary, so that the petitioner would be available before the Court below, for facing the trial.

The application is disposed of as above.

J.M.JAMES
JUDGE

mrcs